

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW HAMPSHIRE**

MELISSA JENKS, g/n/f of RODERICK  
JENKS and MELISSA JENKS, individually,

Plaintiffs,

v.

NEW HAMPSHIRE MOTOR SPEEDWAY,  
INC., f/k/a NEW HAMPSHIRE  
SPEEDWAY; BREANN M. THOMPSON;  
and TEXTRON INC.,

Textrons.

Civil Action No. 1:09-cv-00205-JD

NEW HAMPSHIRE MOTOR SPEEDWAY,  
INC., f/k/a NEW HAMPSHIRE  
SPEEDWAY; and BREANN M.  
THOMPSON,

Third-Party Plaintiffs,

v.

A.B.L., INC.

Third-Party Textrons.

**RULE 41(a)(1)(ii) STIPULATION OF DISMISSAL AS BETWEEN  
PLAINTIFFS AND TEXTRON INC.**

Pursuant to Federal Rule 41(a)(1)(ii), Plaintiffs and Textron Inc. stipulate that this matter  
be dismissed with prejudice with each party bearing their own costs and fees.

Respectfully submitted,

MELISSA JENKS G/N/F OF RODERICK JENKS  
AND MELISSA JENKS, INDIVIDUALLY

By their attorneys,

Dated: November 7, 2012

By: /s/ Daniel R. Mawhinney  
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Dated: November 7, 2012

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TEXTRON INC.  
By Its Attorneys

GALLAGHER, CALLAHAN & GARTRELL  
Professional Corporation

Dated: November 7, 2012

/s/ R. Matthew Cairns  
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Dated: November 7, 2012

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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing was served this date via the Electronic Case Filing (ECF) system upon all parties.

Dated: November 7, 2012

/s/ R. Matthew Cairns  
R. Matthew Cairns, Esq. (#411)